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## HOME DEPARTMENT

### NOTIFICATION

The 11th March 2008

No. 14164—HS.-34/2007-HS.—For quite sometime, the Bar Associations of Western Orissa and Southern Orissa as well as the general public have been persistently demanding for establishment of a Permanent Bench/Circuit Bench of Orissa High Court for their respective areas in places away from the principal seat of Orissa High Court for better convenience and dispensation of justice. In the recent past, the demands of these areas have been examined from different perspectives and the views of Hon'ble High Court have been solicited on the same, but the Hon'ble High Court have not favoured for establishment of a Permanent Bench/Circuit Bench anywhere in the State. The Bar Associations and the people in general of these areas have been resorting to strikes, demonstrations on different occasions highly inconveniencing the very process of dispensation of justice.

Having regard to all these persistent demands and it, being a matter of public importance, in exercise of the powers conferred by Section 3, read with sub-section (1) of Section 5 of the Commission of Enquiry Act, 1952 (Act 60 of 1952), the State Government do hereby appoint a Commission consisting of Hon'ble Shri Justice Chitta Ranjan Pal, a Retired Judge of the Hon'ble High Court of Orissa to enquire into the demands of the Bar Associations and to make an indepth study in respect of the following and submit a report within six months from the date of publication of this notification in the *Orissa Gazette*, namely :—

- (i) That the Commission shall make an indepth study of the existing constitutional provisions for establishment of a Permanent Bench/Circuit Bench anywhere in the State other than the principal seat ; and
- (ii) That the Commission shall analyse the Acts, Rules and Recommendations made from time to time for establishment of a Permanent Bench/Circuit Bench ; and

- (iii) That the Commission shall make a thorough systematic and analytical study of the demands of the different Bar Associations in order to assess the feasibility and desirability of establishment of a Permanent Bench/Circuit Bench ; and
- (iv) That the Commission shall take into account similar precedents for establishment of Permanent Benches/Circuit Benches of High Courts elsewhere in the country ; and
- (v) That the Commission shall refer to the guidelines and broad principles governing the establishment of a Permanent Bench/Circuit Bench of High Court and consider their reference of their applicability for this State.
- (iv) That the Commission shall take into consideration such other materials as are necessary or incidental to the enquiry.

The headquarters of the Commission shall be at Bhubaneswar but the Commission shall hold enquiry at such places, as may be necessary for the purpose.

By order of the Governor  
TARUN KANTI MISHRA  
Principal Secretary to Government